

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION**

DDB TECHNOLOGIES, LLC,

Plaintiff/Counterdefendant,

v.

ESPN, INC. ET AL,

Defendants/Counterclaimants.

LEAD CIVIL ACTION NO. 1:10-cv-00246-JRN
CASE NO. 1:10-cv-00313-JRN

JURY TRIAL DEMANDED

**STIPULATED MOTION FOR DISMISSAL WITH PREJUDICE
AND NOTICE OF SETTLEMENT**

Plaintiff DDB Technologies L.L.C. and Defendant AOL Inc., pursuant to Fed. R. Civ. P. 41(a)(2) and (c), hereby move for an order dismissing all claims and counterclaims in Civil Action No. 10-CV-00313-JRN styled *DDB Technologies L.L.C. v. AOL Inc.*, (consolidated with Civil Action No. 10-CV-00246-JRN styled *DDB Technologies L.L.C. v. ESPN, Inc. et. al*). WITH PREJUDICE, subject to the terms of that certain agreement entitled “SETTLEMENT AND LICENSE AGREEMENT” and dated June 17, 2011 with each party to bear its own costs, expenses and attorneys fees.

A Proposed Order to this effect is filed herewith.

Respectfully Submitted,

DATED: June 17, 2011

/s/ Kevin A. Keeling

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Counsel for Defendant AOL, Inc.

CERTIFICATE OF SERVICE

I hereby certify that on June 17, 2011, a true and correct copy of the foregoing Stipulated Motion for Dismissal With Prejudice and Notice of Settlement was served on the following via the Court's ECF filing system unless otherwise indicated below:

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By: /s/ Kevin A. Keeling

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